IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TWENTY NINTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE ELIPE DHARMA RAO

WRIT PETITION NO : 10547 of 2005

Between:

H. Satyanarayana, S/o Balaji,
Sirpur Village, Nagarkurnool Mandal, Mahboobnagar District.

..... PETITIONER

AND

1 The Joint Collector, (Civil Supply), Collectorate Office, Mahboobnagar District.
2 Revenue Divisional Officer, Mahboobnagar District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, Order or Direction more particularly one in the nature of Writ of Mandamus, directing the 2nd respondent to take disciplinary action against the petitioner in case No. C.S.I./189/2005 as illegal arbitrary and set aside the order of the 1st respondent dated 2-4-2005 to that extent of disciplinary proceedings against the petitioner and pass such other order or orders as this Honourable Court may deem fit and proper in the circumstances of the Case.

Counsel for the Petitioner: MR.S.GIRIMOJI RAO

Counsel for the Respondents: GP FOR CIVIL SUPPLIES

The Court at the stage of admission made the following :

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ORAL ORDER:

Heard both sides.

In this Writ Petition, the petitioner is seeking a Writ of Mandamus, directing the second respondent to take disciplinary action against the petitioner in Case No. C.S.I/189/2005 dated 2.4.2005 as illegal, arbitrary and set aside the order of the first respondent dated 2.4.2005 to the extent of disciplinary proceedings against the petitioner.

The learned Government Pleader appearing for the respondents opposed the writ petition regarding maintainability on the ground that the order impugned in the Writ petition was passed under Section 6-A of the Essential Commodities Act, therefore, if the petitioner wants to question the order, he has to approach the District collector under the Essential Commodities Act.

In view of the above statement, I do not find any reason to entertain this Writ Petition and accordingly, the same is dismissed. However, the petitioner is given liberty to approach the District Collector, Mahaboobnagar, within a period of one week from the date of receipt of a copy of this order. No order as to costs.

ELIPE DHARMA RAO,J

DATED: 29.04.2005

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To

1 The Joint Collector, (Civil Supply), Collectorate Office, Mahboobnagar District.
2 Revenue Divisional Officer, Mahboobnagar District.

3. Two CCs to G.P. for Civil Supplies, High Court of A.P., Hyderabad (OUT)

4. Two CD copies.